

**STATE OF TEXAS
COUNTY OF BEXAR
CITY OF SAN ANTONIO**

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, SEPTEMBER 23, 2004

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The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building "B" Room, to consider the following items(s):

Staff presentation on the creation of a Crime Control & Prevention Taxing District. [Presented by Albert A. Ortiz, Police Chief; Christopher J. Brady, Assistant City Manager]

The Council members present were: Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. ABSENT: None.

The "B" Session adjourned at 12:31 P.M.

The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Ed Garza, with the following members present: Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. ABSENT: None.

Invocation by Chaplain Phil Lamberty, Incarnate Word University

Pledge of Allegiance to the flag of the United States.

CEREMONIAL ITEMS

Mayor Garza presented the following honorariums: a proclamation observing "Family Day – A Day to Eat Dinner with Your Children" to Dennis Campa, Community Initiatives; a Certificate of Appreciation to Professor Jose Jimenez and the students of the UTSA School of Architecture; and Citations to Tricia Garcia, winner of a National Fitness Title and Darold Williamson, Olympic Gold Medalist.

Minutes of the Regular City Council Meeting of June 24, 2004 were approved as presented.

CONSENT AGENDA – CITIZENS COMMENTS

The following citizen(s) appeared to speak:

Mr. Jack Finger, P.O. Box 12048.

Items 8, 9, 10, 18, 19, 20, 21 and 26C were addressed individually from the consent agenda. The remaining items numbered 6 through 25 were unanimously approved under the consent agenda upon motion made by Councilmember Perez and seconded by Councilmember Haass.

AN ORDINANCE 99753

AN ORDINANCE ACCEPTING THE LOW, RESPONSIVE BID OF R.L. JONES, L.P., IN THE AMOUNT OF \$509,606.45 IN CONNECTION WITH THE COURTLAND - NORTH MAIN TO MCCULLOUGH AND OGDEN - EAST DEWEY TO ASHBY COMMUNITY DEVELOPMENT BLOCK GRANT PROJECTS, LOCATED IN COUNCIL DISTRICT 1; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$59,960.65 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$39,309.70 FOR EXPENSE RECOVERY; AUTHORIZING \$1,000.00 FOR ADVERTISING EXPENSES; AUTHORIZING THE REIMBURSEMENT FROM SAN ANTONIO WATER SYSTEM (SAWS) IN THE AMOUNT OF \$156,598.70 FOR SEWER AND WATER EXPENSES, FOR AN OVERALL TOTAL AMOUNT OF \$600,876.80; APPROPRIATING FUNDS; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 99754

AN ORDINANCE AMENDING THE PROFESSIONAL SERVICES AGREEMENT AND AUTHORIZING \$25,415.00 FOR ADDITIONAL PROFESSIONAL ENGINEERING SERVICES PAYABLE TO PAPE-DAWSON ENGINEERS, INC. IN CONNECTION WITH THE WOODLAWN-BANDERA TO MAIDEN (MPO) PROJECT, LOCATED IN COUNCIL DISTRICT 7; AUTHORIZING \$24,000.00 FOR ADDITIONAL ENGINEERING CONTINGENCY EXPENSES, FOR A TOTAL AMOUNT OF \$49,415.00 FROM CERTIFICATES OF OBLIGATION; REVISING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 99755

AN ORDINANCE ACCEPTING THE LOW, RESPONSIVE BID OF DONSAN CONSTRUCTION, L.L.C. (SBE/MBE) TO PERFORM CONSTRUCTION WORK IN

CONNECTION WITH THE STONE OAK PARK IMPROVEMENTS PROJECT, LOCATED IN COUNCIL DISTRICT 9 FOR THE BASE BID AMOUNT OF \$243,897.00 AND WITH ONE BID ALTERNATE FOR A TOTAL CONTRACT AMOUNT OF \$283,470.00; AUTHORIZING THE EXECUTION OF A STANDARD CONSTRUCTION CONTRACT; AUTHORIZING \$30,005.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$5,693.49 FOR PARK MATERIALS, FOR A TOTAL AMOUNT OF \$319,168.49; APPROPRIATING \$208,361.00 IN 1999-2004 PARK BOND FUNDS; ACCEPTING A \$100,000.00 GRANT FROM THE TEXAS PARKS AND WILDLIFE DEPARTMENT AND TRANSFERS SAVINGS OF \$10,807.49 FROM WITHIN THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 99756

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE WITTE MUSEUM FOR THE EXPENDITURE OF AN AMOUNT NOT TO EXCEED \$150,000.00 FROM 2003-2007 PARK BOND FUNDS TO PROVIDE FUNDING FOR A MASTER PLAN TO INCORPORATE PIONEER HALL INTO THE OVERALL PLAN FOR THE WITTE MUSEUM AND FOR GENERAL BUILDING IMPROVEMENTS TO PIONEER HALL; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 99757

AN ORDINANCE ACCEPTING FUNDS IN THE AMOUNT OF \$80,000.00 FROM THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION TO BE USED FOR CONTRACTUAL AND RELATED TRAVEL EXPENSES FOR A TECHNICAL VENDOR TO PROVIDE HARDWARE, SOFTWARE, NETWORK AND SECURITY SUPPORT TO COMPUTER SYSTEMS OF PUBLIC LIBRARIES LOCATED WITHIN THE ALAMO AREA LIBRARY SYSTEM FOR THE GRANT PERIOD SEPTEMBER 1, 2004 THROUGH AUGUST 31, 2005.

AN ORDINANCE 99758

AN ORDINANCE ACCEPTING FUNDS IN THE AMOUNT OF \$716,349.00 FROM THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION TO BE USED FOR PUBLIC LIBRARY DEVELOPMENT IN THE ALAMO AREA LIBRARY SYSTEM, INCLUDING SUPPORTING GRANT ADMINISTRATION, CONSULTING, NETWORKED RESOURCES, SERVICES TO DISADVANTAGED POPULATIONS, CONTINUING EDUCATION, COLLECTION DEVELOPMENT, AND THE

PURCHASE OF LIBRARY MATERIALS, FOR THE GRANT PERIOD SEPTEMBER 1, 2004 THROUGH AUGUST 31, 2005.

AN ORDINANCE 99759

AN ORDINANCE ACCEPTING FUNDS IN THE AMOUNT OF \$258,079.00 FROM THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION TO BE USED FOR THE OPERATION OF THE SAN ANTONIO INTERLIBRARY LOAN CENTER FOR THE GRANT PERIOD SEPTEMBER 1, 2004 THROUGH AUGUST 31, 2005.

AN ORDINANCE 99760

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AMENDMENT OF THE CONTRACT BETWEEN THE CITY OF SAN ANTONIO, DEPARTMENT OF COMMUNITY INITIATIVES, AND THE UNITED WAY OF SAN ANTONIO AND BEXAR COUNTY, ON BEHALF OF THE ALAMO AREA COMMUNITY INFORMATION SYSTEM (AACIS) TO ACCEPT ADDITIONAL FUNDING IN THE AMOUNT OF \$15,000.00 FOR THE EVALUATION OF AND CONTINUED TECHNICAL SUPPORT FOR THE AACIS WEBSITE AND TO EXTEND THE TERM OF SAID CONTRACT THROUGH DECEMBER 31, 2004; AND REVISING THE BUDGET.

AN ORDINANCE 99761

AN ORDINANCE AUTHORIZING THE APPLICATION AND THE ACCEPTANCE OF A JUVENILE ACCOUNTABILITY BLOCK GRANT, UPON AWARD, FROM THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION, BY THE CITY OF SAN ANTONIO'S DEPARTMENT OF COMMUNITY INITIATIVES, IN AN AMOUNT NOT TO EXCEED \$345,848.00 FOR THE PERIOD AUGUST 1, 2004 TO JULY 31, 2005 TO SUPPORT THE STRIVING TOGETHER TO ACHIEVE REWARDING TOMORROWS AND THE NEIGHBORHOOD CONFERENCING COMMITTEES PROGRAMS; AND APPROVING A BUDGET AND A PERSONNEL COMPLEMENT.

AN ORDINANCE 99762

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE GENERAL OPERATING AGENCY CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND THE GREATER KELLY DEVELOPMENT AUTHORITY FOR FIVE CAPITAL

PROJECTS (APPROVED BY ORDINANCE NO. 98179 DATED SEPTEMBER 18, 2003) BY EXTENDING THE CONTRACT TERM ONE (1) YEAR TO SEPTEMBER 30, 2005.

AN ORDINANCE 99763

AN ORDINANCE APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF PORTIONS OF CERTAIN STREETS NEAR ST. FRANCIS CHURCH IN CONNECTION WITH THE ST. FRANCIS 5K RUN TO BE HELD FROM 6:30 A.M. UNTIL 9:30 A.M. ON SATURDAY, OCTOBER 2, 2004, SPONSORED BY ST. FRANCIS CHURCH.

AN ORDINANCE 99764

AN ORDINANCE APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF PORTIONS OF CERTAIN STREETS NEAR MILAM PARK IN CONNECTION WITH THE WALK TO CURE JUVENILE DIABETES TO BE HELD FROM 7:00 A.M. UNTIL 12:00 NOON. ON SATURDAY, OCTOBER 9, 2004, SPONSORED BY THE JUVENILE DIABETES FOUNDATION.

AN ORDINANCE 99765

AN ORDINANCE APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF PORTIONS OF CERTAIN STREETS NEAR ST. PIUS X SCHOOL IN CONNECTION WITH THE ST. PIUS X REBEL WALK TO BE HELD FROM 9:00 A.M. UNTIL 11:30 A.M. ON SATURDAY, OCTOBER 9, 2004, SPONSORED BY ST. PIUS X PTO.

AN ORDINANCE 99766

AN ORDINANCE APPOINTING BARRY BANKLER (LAYMAN/CONSUMER CATEGORY – DISTRICT 2) TO THE PLUMBING APPEALS AND ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON MARCH 20, 2005.

AN ORDINANCE 99767

AN ORDINANCE APPOINTING RICHARD BIRD (DISTRICT 6) TO THE ETHICS REVIEW BOARD FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 21, 2006.

AN ORDINANCE 99768

AN ORDINANCE APPOINTING KARLA CHAPA (DISTRICT 6) AND MELESSA RODRIGUEZ (DISTRICT 6) TO THE SAN ANTONIO YOUTH COMMISSION FOR TERMS OF OFFICE TO EXPIRE ON JUNE 1, 2006.

AN ORDINANCE 99769

AN ORDINANCE APPOINTING RON CAMPOS (MAYOR) TO THE AFFIRMATIVE ACTION ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON JANUARY 31, 2006.

CONSENT AGENDA ITEMS CONSIDERED INDIVIDUALLY

The City Clerk read the following ordinance:

AN ORDINANCE 99770

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO EXECUTE AN ADVANCE FUNDING AGREEMENT AND AUTHORIZING FUNDS IN THE AMOUNT OF \$1,994,049.35 PAYABLE TO THE TEXAS DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION COSTS IN CONNECTION WITH THE IH 410 AND US 281 OUTFALL IMPROVEMENTS PROJECT, LOCATED IN COUNCIL DISTRICTS 9 AND 10; AUTHORIZING \$299,107.40 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$160,520.97 FOR EXPENSE RECOVERY FOR A TOTAL AMOUNT OF \$2,453,677.72 FROM CERTIFICATE OF OBLIGATION; APPROPRIATING FUNDS; PROVIDING FOR PAYMENT; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES.

Councilmember Segovia made a motion to approve the proposed Ordinance. Councilmember Radle seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Castro.

The City Clerk read the following ordinance:

AN ORDINANCE 99771

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE CITY, R.L. ROHDE GENERAL CONTRACTING, INC., AND LUMBERMENS MUTUAL CASUALTY COMPANY FOR COMPLETION OF THE EXPANSION OF THREE POLICE SUBSTATION PROJECTS LOCATED AT 7000 CULEBRA ROAD, 711 WEST MAYFIELD AND 13030 JONES MALTSBERGER SERVICING DISTRICTS 2, 3, 4, 5, 6, 7, 9 AND 10; AUTHORIZING PAYMENT IN THE AMOUNT OF \$365,638.52 FROM 1999-2004 GENERAL OBLIGATION PUBLIC SAFETY BONDS TO R.L. ROHDE GENERAL CONTRACTING, INC.; AUTHORIZING THE ACCEPTANCE OF \$180,734.61 FROM LUMBERMENS MUTUAL CASUALTY COMPANY; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT .

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Haass seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following ordinance:

AN ORDINANCE 99772

AN ORDINANCE ACCEPTING THE PROPOSAL AND AMENDING A CURRENT CONSULTANT AGREEMENT WITH 2TEN ARCHITECTS, INC., (DBE/SBE/MBE) TO PROVIDE ARCHITECT SERVICES IN CONNECTION WITH THE FARMERS MARKET BUILDING REHABILITATION PROJECT, LOCATED IN COUNCIL DISTRICT NO. 1; AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE PROFESSIONAL SERVICES CONTRACT IN AN AMOUNT NO TO EXCEED \$23,508.00; AUTHORIZING \$2,300.00 FOR CONTINGENCY EXPENSES; AUTHORIZING \$3,400.00 FOR MANDATORY PROJECT FEES; APPROPRIATING \$97,400.00 FOR CONSTRUCTION EXPENSES, FOR A TOTAL AMOUNT OF \$126,608.00 FROM THE MARKET SQUARE PARKING IMPROVEMENTS TRUST FUND; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Haass, Garza. **NAYS:** None. **ABSENT:** Schubert.

The City Clerk read the following ordinance:

AN ORDINANCE 99773

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE ALAMO AREA COUNCIL OF GOVERNMENTS (AACOG) IN THE AMOUNT OF \$275,250.00 FOR THE CONTINUATION OF THE SUPPORTIVE SERVICES FOR THE ELDERLY PROJECT FROM OCTOBER 1, 2004 THROUGH SEPTEMBER 30, 2005; AUTHORIZING THE EXECUTION OF A GRANT CONTRACT IN CONNECTION THEREWITH; ADOPTING A BUDGET; APPROVING A PERSONNEL COMPLEMENT; APPROPRIATING FUNDS; AUTHORIZING THE ALLOCATION OF CARRY FORWARD FUNDS; AND ACCEPTING SUPPLEMENTAL FUND, IF AWARDED, DURING THE CONTRACT PERIOD.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following ordinance:

AN ORDINANCE 99774

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO RENEW A CONTRACT WITH CAMBRIDGE INTEGRATED SERVICES GROUP, INC., TO PROVIDE THIRD PARTY CLAIMS ADMINISTRATION SERVICES FOR THE CITY'S SELF-INSURED LIABILITY AND WORKER'S COMPENSATION PROGRAM AT A COST OF \$1,113,738.00 FOR ONE (1) YEAR PERIOD BEGINNING OCTOBER 1, 2004 AND ENDING SEPTEMBER 30, 2005; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following ordinance:

AN ORDINANCE 99775

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO RENEW A CONTRACT WITH MEDICAL AUDIT CONSULTANTS, INC. TO PROVIDE MEDICAL COST CONTAINMENT FOR THE CITY'S SELF-INSURED WORKERS' COMPENSATION PROGRAM AT A COST OF \$280,000.00 FOR A ONE YEAR PERIOD BEGINNING OCTOBER 1, 2004 AND ENDING SEPTEMBER 30, 2005; PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following ordinance:

AN ORDINANCE 99776

AN ORDINANCE AUTHORIZING THE EXECUTION OF THE FIRST AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT FOR HOTEL CONSULTANT SERVICES FOR THE SAN ANTONIO CONVENTION CENTER HOTEL PROJECT WITH HVS INTERNATIONAL, AUTHORIZED AND APPROVED BY ORDINANCE NO. 99012 ON MARCH 25, 2004, TO PROVIDE COMPENSATION IN AN AMOUNT NOT TO EXCEED \$30,000.00 FOR ADDITIONAL CONSULTANT SERVICES DURING THE HOTEL DEVELOPER PROPOSAL EVALUATION PHASE FOR THE CONVENTION CENTER HOTEL PROJECT; AND PROVIDING FOR PAYMENT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Flores seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Barrera, Castro, Hall, Schubert, Garza. **NAYS:** Radle. **ABSENT:** Haass.

The City Clerk read the following ordinance:

AN ORDINANCE 99777

AN ORDINANCE APPOINTING RALPH GEORGE MEHRINGER (DISTRICT 2) TO THE OPEN SPACE ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON AUGUST 29, 2006.

Councilmember Williams made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Barrera, Castro, Hall, Schubert, Garza. **NAYS:** Radle. **ABSENT:** Haass.

ZONING

4A) ZONING CASE NUMBER Z2004148: The request of City of San Antonio, Applicant, for Multiple Property Owners, Owner(s), for a change in zoning from “DR” Development Reserve District to “FR” Farm and Ranch District, “RP” Resource Protection District, and “MI-1” Mixed Light Industry District for an area of approximately 4,080 acres, extending from the southern limited purpose city limits of the City of San Antonio, southerly and along the western right-of-way line of State Highway 16 to a southern boundary extending easterly following the southern right-of-way line of South Loop 1604 West for an approximate distance of 1.6 miles, and then parallel to South Loop 1604 West as defined by the Texas Department of Transportation, for an approximate distance of 3.25 miles to the eastern boundaries of and including the Galvan and Duran tracts; thence northerly to the eastern right-of-way line of Pleasanton Road continuing northeasterly along said right-of-way to the limited purpose city limits of the City of San Antonio; the area being generally between State Hwy. 16 and Pleasanton Road. Staff’s recommendation was for approval. Zoning Commission has recommended (To be Heard September 21, 2004) (Council District 3)
Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

The following citizens appeared to speak:

Mr. Ernest Chacon, 2600 W. Jett Rd.

Mr. Orlando Salazar, 19111 Applewhite
Mr. Michael Hubbard, 708 E. Olmos Dr.
Mr. Daniel Ortiz, presented documentation only
Mr. Doug Schulz, 310 Neal Rd.
Mr. Chris Wheeler

Councilmember Segovia made a motion to approve the proposed rezoning case. Councilmember Radle seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 99778

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS APPROXIMATELY 4,080 ACRES BETWEEN STATE HWY. 16 AND PLEASANTON ROAD FROM "DR" DEVELOPMENT RESERVE DISTRICT TO "FR" FARM AND RANCH DISTRICT, "RP" RESOURCE PROTECTION DISTRICT.

4B) ZONING CASE NUMBER Z2004086: The request of Continental Homes, Applicant, for Continental Homes, Owner(s), for a change in zoning from "NP-10" Neighborhood Preservation District and "C-3" General Commercial District to "R-5" Residential Single-Family District on 201.97 acres; "R-6" Residential Single-Family District on 66.39 acres; "PUD R-4" Planned Unit Development Residential Single-Family District on 48.40 acres, "MF-33" Multi-Family District on 22.06 acres, and "C-3" General Commercial District on 17.77 acres out of P-1 and P-71, NCB 15248; and P-1 and P-1D, NCB 18044, property located at the southwest corner of the intersection of Loop 410 West and Ray Ellison Blvd. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 4)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Perez made a motion to continue the proposed rezoning case for two weeks. Councilmember Segovia seconded the motion.

After consideration, the motion to continue the proposed rezoning case for two weeks prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

Zoning case Z2004086 was continued for two weeks.

4C) ZONING CASE NUMBER Z2004020: The request of Bilmar Construction, LP, Applicant, for Rosin-Johnson, Inc., Owner(s), for a change in zoning on 44.6 acres out of NCB 18560 from "I-1" General Industrial District to "R-5" Residential Single-Family District on 32.7 acres, "C-2" Commercial District on 6.7 acres, and "MF-25" Multi-Family District on 5.2 acres, west of the intersection of Bandera and Eckhert Road. Staff's recommendation was for denial. Zoning Commission has recommended denial. (Council District 7)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Castro made a motion to continue the proposed rezoning case for 30 days. Councilmember Perez seconded the motion.

After consideration, the motion to continue the proposed rezoning case prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

Zoning case Z2004020 was continued for 30 days.

4D) ZONING CASE NUMBER Z2004161 C: The request of The Center for Health Care Service, Applicant, for The Center for Health Care Services, Bexar County Mental Health Mental Retardation (MHMR), Owner(s), for a change in zoning from "C-1" Light Commercial District to "C-2 NA C" Commercial Nonalcoholic Sales District with a conditional use for a homeless shelter on Lots 1 through 8, Block 1, NCB 9645, 3551 Culebra Road. Staff's recommendation was for denial. Zoning Commission has recommended approval of "C-2 NA C" Commercial Nonalcoholic Sales District with a conditional use for a residential treatment facility with the following conditions: 1) Curfew for residents shall be 9:30 pm Monday through Thursday and 10:30 pm Friday through Sunday; 2) The natural buffer and a fence shall be maintained along the north property line; and 3) Outside lighting shall be directed downward onto the subject property and not emit any lighting on nearby residences. (Council District 7)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

The following citizens appeared to speak:

Ms. Terri Kilmer, 655 Maria Elena
Ms. Janice Flowers, 143 Holy Cross
Ms. Rosa Marie Perez, 1330 Laven Dr.
Mr. Leon Evans, 3031 IH 10 #900
Mr. Charles E. Hovers, 143 Holy Cross
Ms. Leticia Vela, 248 Carlota Ave.
Ms. Martha Alvarado,

Councilmember Castro made a motion to approve the proposed Ordinance.
Councilmember Radle seconded the motion.

After consideration, the motion, carry with the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Radle, Castro, Hall, Garza. **NAYS:** Perez. **ABSENT:** Barrera, Schubert, Haass.

AN ORDINANCE 99779

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 1 THROUGH 8, BLOCK 1, NCB 9645 "C-1" LIGHT COMMERCIAL DISTRICT TO "C-2 NA C" COMMERCIAL NONALCOHOLIC SALES DISTRICT WITH A CONDITIONAL USE FOR A HOMELESS SHELTER.

4E) ZONING CASE NUMBER Z20266: The request of Roy Horn, III, Applicant, for LB Horn Jr., Owner(s), for a change in zoning from "O-2" Office District to "C-2" Commercial District on Lots 3 and 4, Block S, NCB 14667, 6300 Block of Babcock Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 7)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Castro made a motion to approve the proposed Ordinance.
Councilmember Hall seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Segovia, Perez, Radle, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Williams, Barrera.

AN ORDINANCE 99780

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 3 AND 4, BLOCK S, NCB 14667 FROM "O-2" OFFICE DISTRICT TO "C-2" COMMERCIAL DISTRICT.

EXECUTIVE SESSION

The City Council recessed its regular session at 4:06 pm in order to convene in Executive Session to discuss the following:

Discuss legal issues related to the resignation or removal of a member of the Municipal Civil Service Commission pursuant to Section 70, Paragraph 1 of the City Charter, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

Deliberate the appointment and employment of an Interim City Manager effective October 1, 2004, pursuant to the Texas Government Code Section 551.074 (personnel matters) and discuss the related legal issues, pursuant to Section 551.071 (consultation with City Attorney).

The City Council adjourned Executive Session at 7:09 pm and reconvened in regular session, at which time Mayor Garza stated that the City Council had been briefed on the above-styled matters, but had taken no official action.

CITIZENS TO BE HEARD

The following citizens appeared to speak on various issues:

Mr. Faris Hodge, Jr., 140 Dora

Mr. Nazarite Ruben Flores Perez, 627 Hearne

Ms. Toni Reyes, SEIU

Ms. Julie Iris Oldham

Mr. Charles English, 807 Carltone

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following ordinance:

AN ORDINANCE 99781

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE ALAMO AREA COUNCIL OF GOVERNMENTS ("AACOG") IN THE AMOUNT OF \$1,677,092.00 FOR THE CONTINUATION OF THE COMPREHENSIVE NUTRITION PROJECT ("CNP") FROM OCTOBER 1, 2004 THROUGH SEPTEMBER 30, 2005; AUTHORIZING THE EXECUTION OF GRANT CONTRACTS; ADOPTING A BUDGET AND APPROVING A PERSONNEL COMPLEMENT; APPROPRIATING FUNDS; AUTHORIZING EXECUTION OF VENDOR AND LEASE AGREEMENTS WITH NON-PROFIT AGENCIES FOR OPERATION OF SENIOR NUTRITION SITES AND USE OF FACILITIES AND AUTHORIZES THE ACCEPTANCE OF SUPPLEMENTAL FUNDS; AND AUTHORIZING THE ALLOCATION OF CARRY FORWARD FUNDS; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Radle seconded the motion.

Mr. Dennis Campa, Director of Community Initiatives, narrated a slide presentation regarding the Elderly and Disabled Services Division comprehensive nutrition project, a copy of which is on file with the Office of the City Clerk. The presentation included information regarding agenda items 32A and 32B (Ordinance 99782). He discussed the purpose of the ordinances, and presented background information on the goal of the program. He indicated the City has operated the Comprehensive Nutrition Project since 1973, and noted all persons 60 years and older are eligible, regardless of income. He spoke to the service levels, the current contract and contract performance. He then acknowledged the performance deficiencies, and stated DCI immediately corrected deficiencies as each occurred. He then cited the food quality survey, and spoke to the funding history, accountability measures and the Council Committee review.

The following citizens appeared to speak:

Mr. Rick Aleman
Mr. Ray Boazenman, 717 W. Ashby
Mr. James Gonzaba, Selrico Services
Ms. Christina Aleman, Selrico Services
Ms. Marci Perez, St. Agnes
Ms. Beverly Rendon, Madonna
Ms. Betty Eckert, Kenwood
Mr. Jack M. Finger, P.O. Box 12048
Ms. Irma Garcia
Gloria Luna

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following ordinance:

AN ORDINANCE 99782

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO RENEW A CONTRACT WITH SELRICO SERVICES, INC., TO PROVIDE THE DEPARTMENT OF COMMUNITY INITIATIVES WITH MEAL PREPARATION AND DELIVERY SERVICES FOR THE CNP FOR THE PERIOD OF OCTOBER 1, 2004 THROUGH SEPTEMBER 30, 2005 FOR AN APPROXIMATE COST OF \$2,272,705.00; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES.

Councilmember Segovia made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following ordinance:

AN ORDINANCE 99783

AN ORDINANCE BESTOWING THE NAME "THE JO LONG THEATRE FOR THE PERFORMING ARTS" UPON THE CARVER COMMUNITY CULTURAL CENTER AUDITORIUM; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES; AS REQUESTED BY COUNCILMEMBER JOEL WILLIAMS, DISTRICT 2.

Councilmember Williams made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

Mr. Henry J. Ross, Assistant Director of Community Initiatives, narrated a slide presentation regarding the renaming of the Carver Community Cultural Center Auditorium to "The Jo Long Theatre for the Performing Arts," a copy of which is on file with the Office of the City Clerk. He spoke to the renaming chronology of events, and indicated what actions were taken in accordance with Ordinance 88401. He then

presented an overview on the accomplishments of Jo Long, who was the Executive Director of the Carver Community Cultural Center from 1976 – 2000.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following ordinance:

AN ORDINANCE 99784

AN ORDINANCE AUTHORIZING THE EXECUTION OF FIFTEEN (15) PROFESSIONAL ARTIST CONTRACTS IN AN AGGREGATE AMOUNT NOT TO EXCEED \$163,592.00 FOR PERFORMANCES RELATED TO THE CARVER COMMUNITY CULTURAL CENTER'S 2004-2005 SEASON OF EVENTS; AUTHORIZING THE EXECUTION OF PROFESSIONAL SERVICES AGREEMENTS FOR RELATED TECHNICAL SERVICES, AND THEATRE RENTAL AGREEMENTS; AUTHORIZING THE NEGOTIATION AND EXECUTION OF AGREEMENTS WITH COMPARABLE CONTRACTORS IN THE EVENT OF NON-PERFORMANCE OF SERVICES BY AN INTENDED CONTRACTOR; AUTHORIZING THE EXECUTION OF LETTERS OF INTENT TO RESERVE, SUBJECT TO CITY COUNCIL APPROVAL, PERFORMANCES FOR THE 2005-2006 SEASON; AUTHORIZING THE TRANSFER OF REVENUE FUNDS FROM THE COMMUNITY AND VISITOR FUND AND THE CARVER COMMUNITY CULTURAL CENTER TRUST FUND, TO THE CARVER ORGANIZATIONAL SUPPORT PROJECT, IN THE AGGREGATE AMOUNT OF \$203,525.00; RATIFYING THE USE OF THE TICKET PRICE SCHEDULE FOR THE 2004-2005 CARVER SEASON OF EVENTS AND APPROVING THE CONTINUED USE OF SAID SCHEDULE; ADOPTING A BUDGET AND AUTHORIZING A PERSONNEL COMPLEMENT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Williams seconded the motion.

Mr. Henry Ross, Assistant Director of Community Initiatives, narrated a slide presentation regarding the 2004-2005 Carver season of events operational and funding support management services agreement, a copy of which is on file with the Office of the City Clerk. The presentation included discussion regarding items 28B (Ordinance 99785), item 28C (Ordinance 99786), and item 28D (Ordinance 99787). He presented background information on each of the proposed ordinances, and spoke to the organizational support project. He cited the work and purpose of the Carver Development Board (CDB), and the amount the board would provide to support the

performance artistic fees and the operational costs of the institution. He then amplified on the management services contract, and noted the CDB responsibilities, as well as the City's responsibilities. He spoke to the performance events, the performance artist's schedule for the Little Carver Intimate Series and the Carver Main Stage Series. He then delineated the accountability measures, and discussed the FY2005 policy agenda.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following ordinance:

AN ORDINANCE 99785

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF \$41,500.00 IN FINANCIAL SUPPORT FROM THE CARVER DEVELOPMENT BOARD FOR THE FY 2004-2005 CARVER COMMUNITY CULTURAL CENTER SEASON; ADOPTING A BUDGET; AND APPROVING A PERSONNEL COMPLEMENT.

Councilmember Williams made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following ordinance:

AN ORDINANCE 99786

AN ORDINANCE AUTHORIZING THE EXECUTION OF A MANAGEMENT SERVICE CONTRACT WITH THE CARVER DEVELOPMENT BOARD IN THE AMOUNT OF \$55,598.00 FOR MANAGEMENT OF THE CARVER COMMUNITY CULTURAL CENTER FOR THE PERIOD OF OCTOBER 1, 2004 THROUGH SEPTEMBER 30, 2005.

Councilmember Williams made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following ordinance:

AN ORDINANCE 99787

AN ORDINANCE ESTABLISHING A \$1.00 PRESERVATION FEE TO BE CHARGED PER CARVER EVENT TICKET ITEM THAT WILL BE UTILIZED IN A RENEWAL AND REPLACEMENT FUND.

Councilmember Williams made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

PRESENTATION ON CPS BASE RATE ADJUSTMENT

Mr. Ben Gorzell, Public Utilities Supervisor, narrated a slide presentation regarding the proposed rate adjustments to CPS Electric tariffs, a copy of which is on file with the Office of the City Clerk. He indicated the adjustments were related to the acquisition of an additional twelve (12) percent interest in the South Texas Project (STP) by CPS. He presented a brief history of the South Texas Project, including its ownership and interest. He then detailed the sequence of events that led CPS to begin the process of determining the potential value of acquiring additional interest in STP.

Mr. Steve Bartley, Director of Regulatory Relations, City Public Service, continued the slide presentation and amplified on CPS' evaluation and due diligence in relation to the adjustments. Following a briefing to City Council, he indicated the CPS Board of Trustees passed a resolution to exercise "Right of First Refusal" for minimum 12% of STP, and subsequently approved a resolution that approved a 3.5% base rate adjustment for electric rates. He spoke to the responses from STP owners, and gave an overview of the STP ownership structure before and after the adjustment. He then spoke to the strategic energy plan, and discussed the results of the cash flow analysis. He summarized the rate modifications, and informed the Council on CPS' staff recommendations. He cited the impact on annual electric bills for typical customers for FY 2005-06, and discussed the next steps in the process.

Mr. Gorzell continued the presentation and presented a Public Utilities review. He then discussed the financial targets for CPS, including the “repair and replacement” account and the debt service coverage. He cited comments from rating agencies, and presented a comparative analysis. He spoke to CPS’ cash flow models, and the results of the cash flow analysis. He concluded with the rate adjustment impact summary.

Item 30 being a resolution requesting that each member of the Municipal Civil Service Commission (not including alternate members) submit a resignation, as requested by the Governance Committee, was postponed.

Mayor Garza announced that no action would be taken on said item, but indicated that direction was given to the City Manager to post the appropriate item on next week’s agenda to initiate the removal for cause procedure established by the City Charter to remove David Soto and Henrietta La Grange as members of the Municipal Civil Service Commission. Mayor Garza also requested the City Clerk to bring forth nominations for City Council consideration to fill the position held by Isidro Cardenas as a holdover member of the Municipal Civil Service Commission.

The City Clerk read the following ordinance:

AN ORDINANCE 99788

AN ORDINANCE APPOINTING THE FOLLOWING INDIVIDUALS TO THE HEAD START COMMISSION FOR A ONE YEAR TERM BEGINNING OCTOBER 1, 2004 AND ENDING SEPTEMBER 30, 2005: TALIA NYE-KEIF (MAYOR), CATHLEEN MCAULIFFE (COUNCIL DISTRICT (CD)1), LINN WAITERS (CD2), ANGIE VILLELA, (CD3), JACQUELINE MARTINEZ (CD4), TAMMY MORALES (CD5), ROSEMARY PEREZ, (CD6), TIVY WHITLOCK (CD7), YOLANDA CUELLAR (CD8), RUBEN CORTEZ (CD9) AND DONNA BAUER (CD10).

Councilmember Segovia made a motion to approve the proposed Ordinance. Councilmember Radle seconded the motion.

Mr. Dennis Campa, Director, Department of Community Initiatives, narrated a slide presentation regarding the appointments to the Head Start Commission, a copy of which is on file with the Office of the City Clerk. He spoke to the special on-site monitoring visit of the San Antonio Head Start program by the U.S. Department of Health and Human Services (HHS), Administration of Children and Families (ACF), and indicated the HHS ACF report issued on March 15, 2004 required the City to establish a grantee level governance structure, which resulted in the establishment of the Head Start

Commission as the governing body. He then discussed the backgrounds of each of the appointees.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Flores.

The City Clerk read the following ordinance:

AN ORDINANCE 99789

AN ORDINANCE ACKNOWLEDGING A CONTRACT MODIFICATION TO THE ALAMO AREA CHILD CARE DELIVERY SYSTEM (CCDS) CONTRACT WITH ALAMO WORKFORCE DEVELOPMENT, INC., WHICH EXTENDS THE CONTRACT THROUGH SEPTEMBER 30, 2005 AND WHICH AWARDS ADDITIONAL FUNDING IN THE AMOUNT OF \$32,696,357.00 FOR THE PERIOD BEGINNING OCTOBER 1, 2004 THROUGH SEPTEMBER 30, 2005; AUTHORIZING THE ACCEPTANCE OF SAID FUNDING; AUTHORIZING THE EXECUTION OF A DELEGATE AGENCY CONTRACT WITH THE ALAMO AREA DEVELOPMENT CORPORATION IN THE AMOUNT OF \$617,614.00 TO PROVIDE CHILDCARE SERVICES IN CONNECTION WITH THE OPERATION OF THE ALAMO AREA CCDS PROGRAM; AND ADOPTING A 2004-2005 CCDS PROGRAM BUDGET AND APPROVING A PERSONNEL COMPLEMENT.

Councilmember Williams made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

Mr. Dennis Campa, Director, Department of Community Initiatives, narrated a slide presentation regarding the Alamo Child Care Delivery System (CCDS) for fiscal year 2005, a copy of which is on file with the Office of the City Clerk. The presentation also addressed item 33B (Ordinance 99790). He acknowledged the modifications to the Alamo Area Child Care Delivery System (CCDS) contract with Alamo Workforce Development, Inc. (AWD), and discussed the purpose of these two proposed ordinances. He presented background information on AWD, and noted they contracted with the Department of Community Initiatives, Child Care Delivery System Division to operate the Alamo CCDS program. He spoke to CCDS eligibility, federal match guidelines and CCDS rural services. He then discussed CCDS accountability measures.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Flores.

The City Clerk read the following ordinance:

AN ORDINANCE 99790

AN ORDINANCE AUTHORIZING THE EXECUTION OF A CHILD CARE LOCAL MATCH CONTRIBUTION AGREEMENT WITH ALAMO WORKFORCE DEVELOPMENT, INC. (AWD), WHICH PLEDGES CERTIFICATION OF LOCAL EXPENDITURES IN THE AMOUNT OF \$1,844,171.00 TO BE USED AS LOCAL MATCH TO GENERATE FEDERAL FUNDS OF \$3,663,733.00 IN CONNECTION WITH THE OPERATION OF THE ALAMO AREA CHILD CARE DELIVERY SYSTEM (CCDS) PROGRAM; AUTHORIZING CERTIFICATION OF SAID EXPENDITURES IN CONNECTION THEREWITH; AUTHORIZING THE ACCEPTANCE OF FEDERAL FUNDS IN THE AMOUNT OF \$3,663,733.00 FOR THE PROVISION OF CHILD CARE SERVICES; AND REVISING THE CCDS PROGRAM BUDGET.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following ordinance:

AN ORDINANCE 99791

AN ORDINANCE AMENDING ORDINANCE NO. 93760, PASSED AND APPROVED ON APRIL 12, 2001, BY AUTHORIZING THE USE OF TWO FACSIMILE SIGNATURES ON CHECKS WRITTEN LESS THAN \$25,000.00 ON THE CITY'S CONTROLLER DISBURSEMENT DEPOSITORY ACCOUNT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

Mr. Milo Nitschke, Director of Finance, spoke to items 34A and 34B (Ordinance 99792) regarding the implementation and SAP go-live on October 4, 2004. Mr. Nitschke indicated item 34A would authorize the use of two facsimile signatures on checks written in amounts less than \$25,000 on the City's Controlled Disbursement Depository account. He then indicated item 34B would restructure and consolidate the accounting for Capital Bond projects, which ultimately would result in enhancing the City's ability to more efficiently track revenues and expenditures by each project.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Castro.

The City Clerk read the following ordinance:

AN ORDINANCE 99792

AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR TO CONSOLIDATE AND RESTRUCTURE THE FINANCIAL ACCOUNT RECORDS FOR CAPITAL PROJECT BOND FUNDS IN ORDER TO ENHANCE THE FUTURE ACCOUNTING AND REPORTING FOR CAPITAL PROJECTS AND FACILITATE THE CONVERSION OF FINANCIAL ACCOUNTING INFORMATION FOR CAPITAL PROJECTS TO SAP.

Councilmember Williams made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Castro.

The City Clerk read the following ordinance:

AN ORDINANCE 99793

AN ORDINANCE AMENDING THE CONTRACT WITH DELOITTE CONSULTING, L.P. TO REVISE THE PHASE III WAVES A & B DEVELOPMENT SERVICES AND PHASE III WAVES C, D, E, F & G ERP/CRM STATEMENTS OF WORK TO INCORPORATE CHANGES IN PROJECT SCOPE; AUTHORIZING THE TRANSFER OF FUNDS IN THE AMOUNT OF \$2,090,000.00 (\$1,900,000.00 FOR FEES AND \$190,000 FOR EXPENSES) FROM THE PROJECT CONTINGENCY FOR THE IMPLEMENTATION OF SAP PLANT MAINTENANCE WORK ORDERS, REDUCING THE AMOUNT PAYABLE TO DELOITTE CONSULTING, L.P. IN THE AMOUNT OF \$215,424.00, AND ESTABLISHING AN OPTION FOR ADDITIONAL SUPPORT HOURS TO BE EXECUTED BY THE PROJECT DIRECTOR AS REQUIRED.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

Mr. Troy Elliott, Enterprise Resource Management (ERM) Director, narrated a slide presentation regarding the ERM Project, a copy of which is on file with the Office of the City Clerk. He presented a project timeline and functionality for each wave, and discussed the budget status and cash flows. He acknowledged this ordinance would amend the statements of work with Deloitte Consulting, and summarized the changes in detail.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following ordinance:

AN ORDINANCE 99794

AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO EXECUTE A CONTRACT WITH MEDICAL-DENTAL-HOSPITAL BUREAU OF SAN ANTONIO, INC. D/B/A BUSINESS AND PROFESSIONAL SERVICE (B&P) TO PROVIDE BILLING AND COLLECTION SERVICES OF THE SAN ANTONIO FIRE DEPARTMENT'S EMERGENCY MEDICAL SERVICES (EMS) FEES AT A FIXED FEE OF 10.9% OF THE NET AMOUNT COLLECTED, FOR A FIVE (5) YEAR PERIOD, BEGINNING OCTOBER 1, 2004 AND ENDING SEPTEMBER 30, 2009, WITH THE OPTION FOR ONE ADDITIONAL TWO-YEAR EXTENSION; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Radle seconded the motion.

Mr. Milo Nitschke, Director of Finance, narrated a slide presentation regarding the execution of a contract to provide billing and collection services for Emergency Medical Service (EMS) fees, a copy of which is on file with the Office of the City Clerk. He presented background information on services operated by the Fire Department since 1974, and amplified on what the decision to solicit proposals to provide billing and collection services for EMS fees was based on. He discussed RFP marketing and outreach, and the responses received to the RFP, as well as the review process and evaluation criteria. He then discussed the fiscal impact.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Schubert, Garza. **NAYS:** None. **ABSENT:** Hall, Haass.

The City Clerk read the following ordinance:

AN ORDINANCE 99795

AN ORDINANCE AMENDING CHAPTER 35, UNIFIED DEVELOPMENT CODE, OF THE CITY CODE OF SAN ANTONIO, TEXAS, BY CHANGING CERTAIN SECTIONS TO CONFORM TO THE CITY AND COUNTY INTERLOCAL AGREEMENT REGARDING PLATTING IN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF SAN ANTONIO.

Councilmember Williams made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

Mr. Florencio Pena, Director of Development Services, narrated a slide presentation regarding the proposed amendments to Chapter 35 of the Unified Development Code (UDC), a copy of which is on file with the Office of the City Clerk. He outlined the reasons for the amendments, which were developed in cooperation with the City and County. He then discussed each of the amendments in full detail, and informed the Council on the next steps in the process.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Garza. **NAYS:** None. **ABSENT:** Williams, Haass.

The City Clerk read the following ordinance:

AN ORDINANCE 99796

AN ORDINANCE AUTHORIZING AN ADVISORY SERVICES AGREEMENT IN THE AMOUNT OF \$110,000.00 BETWEEN THE CITY OF SAN ANTONIO AND THE URBAN LAND INSTITUTE (ULI), TO DEVELOP A CONCEPT PLAN AND RECOMMEND MARKETING AND DEVELOPMENT STRATEGIES FOR THE EAST COMMERCE STREET CORRIDOR, BETWEEN IH-37 AND MONUMENTAL.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

Mr. Emil Moncivais, Director of Planning, narrated a slide presentation regarding the Urban Land Institute Advisory Services Agreement for the E. Commerce St. Corridor, a copy of which is on file with the Office of the City Clerk. He discussed the purpose of the ordinance, and amplified on the service agreement and project goal. He presented an overview of the Urban Land Institute and its scope of services. He spoke to the fiscal

impact, and delineated the timeline of events from September 2004 through January 2005.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Garza. **NAYS:** None. **ABSENT:** Haass.

The City Clerk read the following resolution:

A RESOLUTION 2004-34-27

A RESOLUTION EXPRESSING THE CITY OF SAN ANTONIO'S INTENT TO CONSIDER THE CREATION OF A TAX INCREMENT FINANCING (TIF) REINVESTMENT ZONE TO FINANCE PUBLIC IMPROVEMENTS IN SUPPORT OF THE FOSTER MEADOW RESIDENTIAL DEVELOPMENT (CITY COUNCIL DISTRICT 2) BOUNDED ON THE NORTH BY RIGSBY AVENUE, TO THE WEST NEAR LAKESIDE SUBDIVISION, TO THE SOUTH NEAR CREST LAKE SUBDIVISION, AND TO THE EAST NEAR FOSTER ROAD FOR THE PURPOSE OF SUPPORTING MARKET RATE HOUSING AND OTHER AMENITIES FOR THE AREA; AUTHORIZING AND DIRECTING DISTRIBUTION OF A WRITTEN NOTICE OF THE CITY'S INTENTION TO CONSIDER THE CREATION OF THE PROPOSED REINVESTMENT ZONE TO EACH TAXING UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; AUTHORIZING A REQUEST TO EACH TAXING ENTITY FOR THE APPOINTMENT OF A REPRESENTATIVE TO MEET WITH THE CITY TO DISCUSS THE PROJECT; AND DELEGATING AUTHORITY TO CALL AND HOLD MEETINGS WITH REPRESENTATIVES OF EACH TAXING UNIT.

Councilmember Segovia made a motion to approve the proposed Resolution. Councilmember Williams seconded the motion.

Mr. David Garza, Director of Neighborhood Action, narrated a slide presentation regarding the Tax Increment Financing (TIF) Program resolutions of intent, a copy of which is on file with the Office of the City Clerk. The presentation included information regarding items 39 A-H (resolutions 2004-34-27, 2004-34-28, 2004-34-29, 2004-38-30, 2004-38-31, 2004-38-32, 2004-38-33, and 2004-38-34). He expounded on the purpose of TIF's, and in very specific detail, spoke to the resolution of intents for Foster Meadow, Hallie Heights, Heathers Cove, Meadow Way, Ridge Stone, Rosillo Creek, Brooks City Base, and Hunters Pond. For each, he discussed policy analysis, fiscal impact and what next steps would be taken.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Garza. **NAYS:** None. **ABSENT:** Schubert, Haass.

The City Clerk read the following resolution:

A RESOLUTION 2004-34-28

A RESOLUTION EXPRESSING THE CITY OF SAN ANTONIO'S INTENT TO CONSIDER THE CREATION OF A TAX INCREMENT FINANCING (TIF) REINVESTMENT ZONE TO FINANCE PUBLIC IMPROVEMENTS IN SUPPORT OF THE ROSILLO CREEK RESIDENTIAL DEVELOPMENT (CITY COUNCIL DISTRICT 2) LOCATED AT THE INTERSECTION OF EISENHAUER AND WALZEM ROADS, FOR THE PURPOSE OF SUPPORTING COMMERCIAL DEVELOPMENT AND OTHER AMENITIES FOR THE AREA; AUTHORIZING AND DIRECTING DISTRIBUTION OF A WRITTEN NOTICE OF THE CITY'S INTENTION TO CONSIDER THE CREATION OF THE PROPOSED REINVESTMENT ZONE TO EACH TAXING UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; AUTHORIZING A REQUEST TO EACH TAXING ENTITY FOR THE APPOINTMENT OF A REPRESENTATIVE TO MEET WITH THE CITY TO DISCUSS THE PROJECT; AND DELEGATING AUTHORITY TO CALL AND HOLD MEETINGS WITH REPRESENTATIVES OF EACH TAXING UNIT.

Councilmember Perez made a motion to approve the proposed Resolution. Councilmember Flores seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Garza. **NAYS:** None. **ABSENT:** Schubert, Haass.

The City Clerk read the following resolution:

A RESOLUTION 2004-34-29

A RESOLUTION EXPRESSING THE CITY OF SAN ANTONIO'S INTENT TO CONSIDER THE CREATION OF A TAX INCREMENT FINANCING (TIF) REINVESTMENT ZONE TO FINANCE PUBLIC IMPROVEMENTS IN SUPPORT OF THE BROOKS CITY-BASE DEVELOPMENT (CITY COUNCIL DISTRICT 3) LOCATED INSIDE LOOP 410, A HALF MILE WEST OF I-37, SOUTH OF S.E. MILITARY DRIVE AND EAST OF OLD CORPUS CHRISTI ROAD, FOR THE PURPOSE OF SUPPORTING INFRASTRUCTURE IMPROVEMENTS, PROVIDING COMMERCIAL, RETAIL AND TECHNOLOGY-BASED OFFICE SPACE AND OTHER AMENITIES FOR THE AREA; PROVIDING FOR A WAIVER OF THE \$31,000 PROCESSING FEE; AUTHORIZING AND DIRECTING DISTRIBUTION OF A WRITTEN NOTICE OF THE CITY'S INTENTION TO CONSIDER THE CREATION OF THE PROPOSED REINVESTMENT ZONE TO EACH TAXING

UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; AUTHORIZING A REQUEST TO EACH TAXING ENTITY FOR THE APPOINTMENT OF A REPRESENTATIVE TO MEET WITH THE CITY TO DISCUSS THE PROJECT; AND DELEGATING AUTHORITY TO CALL AND HOLD MEETINGS WITH REPRESENTATIVES OF EACH TAXING UNIT.

Councilmember Perez made a motion to approve the proposed Resolution. Councilmember Williams seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Garza. **NAYS:** None. **ABSENT:** Schubert, Haass.

The City Clerk read the following resolution:

A RESOLUTION 2004-34-30

A RESOLUTION EXPRESSING THE CITY OF SAN ANTONIO'S INTENT TO CONSIDER THE CREATION OF A TAX INCREMENT FINANCING (TIF) REINVESTMENT ZONE TO FINANCE PUBLIC IMPROVEMENTS IN SUPPORT OF THE HUNTERS POND RESIDENTIAL DEVELOPMENT (CITY COUNCIL DISTRICT 3) LOCATED SOUTH OF SW LOOP 410 AND WEST OF ZARZAMORA ROAD FOR THE PURPOSE OF SUPPORTING MARKET RATE HOUSING AND OTHER AMENITIES FOR THE AREA; AUTHORIZING AND DIRECTING DISTRIBUTION OF A WRITTEN NOTICE OF THE CITY'S INTENTION TO CONSIDER THE CREATION OF THE PROPOSED REINVESTMENT ZONE TO EACH TAXING UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; AUTHORIZING A REQUEST TO EACH TAXING ENTITY FOR THE APPOINTMENT OF A REPRESENTATIVE TO MEET WITH THE CITY TO DISCUSS THE PROJECT; AND DELEGATING AUTHORITY TO CALL AND HOLD MEETINGS WITH REPRESENTATIVES OF EACH TAXING UNIT.

Councilmember Perez made a motion to approve the proposed Resolution. Councilmember Williams seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Garza. **NAYS:** None. **ABSENT:** Schubert, Haass.

The City Clerk read the following resolution:

A RESOLUTION 2004-34-31

A RESOLUTION EXPRESSING THE CITY OF SAN ANTONIO'S INTENT TO CONSIDER THE CREATION OF A TAX INCREMENT FINANCING (TIF) REINVESTMENT ZONE TO FINANCE PUBLIC IMPROVEMENTS IN SUPPORT OF THE HALLIE HEIGHTS DEVELOPMENT (CITY COUNCIL DISTRICT 4) BOUNDED ON THE WEST BY LACKLAND SUBDIVISION UNIT 40, TO THE NORTH BY SUN VALLEY ELEMENTARY SCHOOL, TO THE SOUTH BY RAY ELLISON BOULEVARD, AND TO THE EAST BY S.W. LOOP 410 FOR THE PURPOSE OF SUPPORTING MARKET RATE HOUSING, COMMERCIAL DEVELOPMENT AND OTHER AMENITIES FOR THE AREA; PROVIDING FOR WAIVERS OF THE 2004 TIF GUIDELINES FOR SECTION VI (C), USE PATTERNS AND SPECIAL DISTRICTS AND SECTION VI (E), LIMITATIONS OF THE TIF PROGRAM; AUTHORIZING AND DIRECTING DISTRIBUTION OF A WRITTEN NOTICE OF THE CITY'S INTENTION TO CONSIDER THE CREATION OF THE PROPOSED REINVESTMENT ZONE TO EACH TAXING UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; AUTHORIZING A REQUEST TO EACH TAXING ENTITY FOR THE APPOINTMENT OF A REPRESENTATIVE TO MEET WITH THE CITY TO DISCUSS THE PROJECT; AND DELEGATING AUTHORITY TO CALL AND HOLD MEETINGS WITH REPRESENTATIVES OF EACH TAXING UNIT.

Councilmember Perez made a motion to approve the proposed Resolution. Councilmember Williams seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Garza. **NAYS:** None. **ABSENT:** Schubert, Haass.

The City Clerk read the following resolution:

A RESOLUTION 2004-34-32

A RESOLUTION EXPRESSING THE CITY OF SAN ANTONIO'S INTENT TO CONSIDER THE CREATION OF A TAX INCREMENT FINANCING (TIF) REINVESTMENT ZONE TO FINANCE PUBLIC IMPROVEMENTS IN SUPPORT OF THE HEATHERS COVE DEVELOPMENT (CITY COUNCIL DISTRICT 4) BOUNDED ON THE NORTH BY VALLEY HIGH SUBDIVISION, TO THE WEST BY LOOP 410, TO THE SOUTH BY MEDINA BASE ROAD, AND TO THE EAST BY INDIAN CREEK PARK FOR THE PURPOSE OF SUPPORTING MARKET RATE

HOUSING, COMMERCIAL DEVELOPMENT AND OTHER AMENITIES FOR THE AREA; PROVIDING FOR WAIVERS OF THE 2004 TIF GUIDELINES FOR SECTION VI (C), USE PATTERNS AND SPECIAL DISTRICTS AND SECTION VI (E), LIMITATIONS OF THE TIF PROGRAM; AUTHORIZING AND DIRECTING DISTRIBUTION OF A WRITTEN NOTICE OF THE CITY'S INTENTION TO CONSIDER THE CREATION OF THE PROPOSED REINVESTMENT ZONE TO EACH TAXING UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; AUTHORIZING A REQUEST TO EACH TAXING ENTITY FOR THE APPOINTMENT OF A REPRESENTATIVE TO MEET WITH THE CITY TO DISCUSS THE PROJECT; AND DELEGATING AUTHORITY TO CALL AND HOLD MEETINGS WITH REPRESENTATIVES OF EACH TAXING UNIT.

Councilmember Perez made a motion to approve the proposed Resolution. Councilmember Williams seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Garza. **NAYS:** None. **ABSENT:** Schubert, Haass.

The City Clerk read the following resolution:

A RESOLUTION 2004-34-33

A RESOLUTION EXPRESSING THE CITY OF SAN ANTONIO'S INTENT TO CONSIDER THE CREATION OF A TAX INCREMENT FINANCING (TIF) REINVESTMENT ZONE TO FINANCE PUBLIC IMPROVEMENTS IN SUPPORT OF THE RIDGE STONE DEVELOPMENT (CITY COUNCIL DISTRICT 4) BOUNDED ON THE NORTH BY MEDINA BASE ROAD, TO THE WEST BY LOOP 410 SOUTH, TO THE SOUTH NEAR RAY ELLISON BOULEVARD, AND TO THE EAST BY PALM VALLEY DRIVE FOR THE PURPOSE OF SUPPORTING MARKET RATE HOUSING, AND OTHER AMENITIES FOR THE AREA; PROVIDING FOR A WAIVER OF THE 2004 TIF GUIDELINES FOR SECTION VI (C), USE PATTERNS AND SPECIAL DISTRICTS AND SECTION VI (E), LIMITATIONS OF THE TIF PROGRAM; AUTHORIZING AND DIRECTING DISTRIBUTION OF A WRITTEN NOTICE OF THE CITY'S INTENTION TO CONSIDER THE CREATION OF THE PROPOSED REINVESTMENT ZONE TO EACH TAXING UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; AUTHORIZING A REQUEST TO EACH TAXING ENTITY FOR THE APPOINTMENT OF A REPRESENTATIVE TO MEET WITH THE CITY TO DISCUSS THE PROJECT; AND DELEGATING AUTHORITY TO CALL AND HOLD MEETINGS WITH REPRESENTATIVES OF EACH TAXING UNIT.

Councilmember Perez made a motion to approve the proposed Resolution. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Garza. **NAYS:** None. **ABSENT:** Schubert, Haass.

The City Clerk read the following resolution:

A RESOLUTION 2004-34-34

A RESOLUTION EXPRESSING THE CITY OF SAN ANTONIO'S INTENT TO CONSIDER THE CREATION OF A TAX INCREMENT FINANCING (TIF) REINVESTMENT ZONE TO FINANCE PUBLIC IMPROVEMENTS IN SUPPORT OF THE MEADOW WAY RESIDENTIAL DEVELOPMENT (CITY COUNCIL DISTRICT 6) BOUNDED ON THE NORTH BY MEADOW VILLAGE SUBDIVISION, TO THE WEST BY MEADOW WAY STREET, TO THE SOUTH NEAR MARBACH ROAD, AND TO THE EAST BY JOHN JAY HIGH SCHOOL FOR THE PURPOSE OF SUPPORTING MARKET RATE HOUSING AND OTHER AMENITIES FOR THE AREA; PROVIDING FOR A WAIVER OF THE 2004 TIF GUIDELINES FOR SECTION VI (C), USE PATTERNS AND SPECIAL DISTRICTS AND SECTION VI (E), LIMITATIONS OF THE TIF PROGRAM; AUTHORIZING AND DIRECTING DISTRIBUTION OF A WRITTEN NOTICE OF THE CITY'S INTENTION TO CONSIDER THE CREATION OF THE PROPOSED REINVESTMENT ZONE TO EACH TAXING UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; AUTHORIZING A REQUEST TO EACH TAXING ENTITY FOR THE APPOINTMENT OF A REPRESENTATIVE TO MEET WITH THE CITY TO DISCUSS THE PROJECT; AND DELEGATING AUTHORITY TO CALL AND HOLD MEETINGS WITH REPRESENTATIVES OF EACH TAXING UNIT.

Councilmember Perez made a motion to approve the proposed Resolution. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Hall, Garza. **NAYS:** None. **ABSENT:** Castro, Schubert, Haass.

The City Clerk read the following ordinance:

AN ORDINANCE 99797

AN ORDINANCE AMENDING THE CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND MAINSTREET ALLIANCE OF SAN ANTONIO/SOUTHTOWN TO EXTEND THE TERM OF THE CONTRACT FOR TWO YEARS THROUGH DECEMBER 31, 2006 IN THE AMOUNT OF \$50,000.00 PER YEAR AND AUTHORIZING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN THE AMOUNT OF \$50,000.00 FOR FY 2004-2005 AVAILABLE FROM THE CITY'S NEIGHBORHOOD COMMERCIAL REVITALIZATION PROGRAM IN CONNECTION WITH THE MAINSTREET ALLIANCE OF SAN ANTONIO/SOUTHTOWN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN DISTRICT 1; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

Mr. David Garza, Director of Neighborhood Action, narrated a slide presentation regarding the Neighborhood Commercial Revitalization (NCR) Program, Southtown Contract Extension, a copy of which is on file with the Office of the City Clerk. He acknowledged revitalization in San Antonio's inner city as priority in the City's Master Plan and CRAG report, and noted the NCR program was one component of the City's overall revitalization efforts. He cited the NCR funding and performance measures, and presented an overview on Southtown, which he stated was designated by the Texas Historical Commission as an Urban Main Street Program in 1990. He then spoke to the purpose of the contract extension.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Hall, Schubert, Garza. **NAYS:** None. **ABSENT:** Castro, Haass.

The City Clerk read the following ordinance:

AN ORDINANCE 99798

AN ORDINANCE APPROVING THE ADMINISTRATIVE SERVICES BUDGET OF THE SAN ANTONIO HOUSING TRUST FOUNDATION, INC. IN THE AMOUNT OF \$359,930.00 FOR STAFFING AND ADMINISTRATION OF THE CITY OF SAN ANTONIO HOUSING TRUST FOR FISCAL YEAR 2004-2005; APPROVING THE PERSONNEL COMPLEMENT AND CONTRACT FOR SERVICES; AND AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO EXECUTE ALL DOCUMENTS IN CONNECTION THEREWITH.

Councilmember Williams made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

Mr. John Kenny, Executive Director of Housing Trust, narrated a slide presentation regarding the proposed operating budget and administrative services contract for FY 2004-05, a copy of which is on file with the Office of the City Clerk. He amplified on the purpose of the San Antonio Housing Trust, and the reason for its inception. He acknowledged the staff of the San Antonio Housing Trust, the Board of Trustees and the organizational chart. He expounded on the proposed budget that was developed, and cited highlights of FY 03-04 activity.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Hall, Schubert, Garza. **NAYS:** None. **ABSENT:** Castro, Haass.

The City Clerk read the following ordinance:

AN ORDINANCE 99799

AN ORDINANCE APPROVING A SAN ANTONIO HOUSING TRUST BOARD RESOLUTION TO INITIATE THE 2004 FUNDING ROUND REQUEST FOR PROPOSAL PROCESS TO MAKE AVAILABLE \$1,250,000.00 IN TRUST FUNDS AND OTHER FUNDING SOURCES FOR DISBURSEMENT AS AN AWARD OF TRUST ASSISTANCE FOR ELIGIBLE HOUSING PROJECTS.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Williams seconded the motion.

Mr. John Kenny, Executive Director of Housing, narrated a slide presentation regarding the 2004 funding round, a copy of which is on file with the Office of the City Clerk. He spoke to the strategic planning of the board, staff and partners, and acknowledged they met in January 2004 for a planning retreat. He cited the goals of the trust, and discussed the eligible activities. He expounded on the proposed timeline and the 2004 funding round sources. He then spoke to the Board's approval and coordination.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Hall, Schubert, Garza. **NAYS:** None. **ABSENT:** Castro, Haass.

The City Clerk read the following ordinance:

AN ORDINANCE 99800

AN ORDINANCE APPROVING REVISIONS TO THE DECLARATION OF TRUST FOR THE CITY OF SAN ANTONIO HOUSING TRUST ESTABLISHED IN 1988 AND REVISIONS TO THE FINAL RULES AND REGULATIONS FOR THE OPERATIONS OF THE SAN ANTONIO HOUSING TRUST AS RECOMMENDED BY THE SAN ANTONIO HOUSING TRUST BOARD OF TRUSTEES BY RESOLUTION T0408-01 APPROVED ON AUGUST 16, 2004.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

Mr. John Kenny, Executive Director of Housing Trust, narrated a slide presentation regarding the proposed revisions to the documents governing the San Antonio Housing Trust, a copy of which is on file with the Office of the City Clerk. He amplified on the history of the Trust, which was established by the City of San Antonio in 1988. He cited the proposed revisions, and spoke to the declaration of trust. He concluded with a summary of the final rules and regulations for the operation of SAHT, which includes the expansion of operating areas to allow for funding of projects within the city limits, not only within Loop 410.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Hall, Schubert, Garza. **NAYS:** None. **ABSENT:** Castro, Haass.

The City Clerk read the following ordinance:

AN ORDINANCE 99801

AN ORDINANCE RESCHEDULING THE CITY COUNCIL MEETINGS AND SUBCOMMITTEE MEETINGS OF OCTOBER 28, 2004; NOVEMBER 11 AND 25, 2004; AND DECEMBER 2, 23 AND 30, 2004.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Hall, Schubert, Garza. **NAYS:** None. **ABSENT:** Castro, Haass.

The City Clerk read the following ordinance:

AN ORDINANCE 99802

AN ORDINANCE APPROVING A LEASE AGREEMENT WITH MIDTOWN ENTERPRISES, LTD., AS LANDLORD, FOR APPROXIMATELY 750 RENTABLE SQUARE FEET AT 1804 BLANCO ROAD IN THE MIDTOWN MERCHANTS BUILDING FOR THE DISTRICT 1 CONSTITUENT OFFICE AT A MONTHLY RENTAL OF \$975.00 FOR TWENTY-FOUR MONTHS COMMENCING OCTOBER 15, 2004 OR THE DATE OF CITY'S ACCEPTANCE OF THE PREMISES AFTER COMPLETION OF IMPROVEMENTS TO THE LEASED SPACE, WITH AN ADDITIONAL 24-MONTH RENEWAL TERM, SUBJECT TO CITY COUNCIL APPROVAL AND CONTINGENT UPON APPROPRIATION OF FUNDS; AUTHORIZING FUNDS IN THE AMOUNT OF \$11,260.00 FOR RENT IN FY 04-05; AND AUTHORIZING PAYMENT; AS REQUESTED BY COUNCILMAN ROGER O. FLORES, DISTRICT 1.

Councilmember Flores made a motion to approve the proposed Ordinance. Councilmember Williams seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Hall, Schubert, Garza. **NAYS:** None. **ABSENT:** Castro, Haass.

CITY MANAGER'S REPORT

City Manager Terry Brechtel announced the appointment of Mr. Peter D. Zanoni as the permanent Director of the Office of Management and Budget, effective immediately. She further announced the appointment of Mr. Mark H. Webb as the Director of the Contract Services Department effective October 1, 2004.

There being no further business to come before the City Council, the meeting was adjourned at 1:01 am.

A P P R O V E D



EDWARD D. GARZA
MAYOR

Attest:



LETICIA M. VACEK
City Clerk